

3A
2-25-03

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

Regular Meeting

Tuesday, February 11, 2003 - - 7:30 p.m.

Present: Mayor Kerry J. Donley, Vice Mayor William C. Cleveland, Members of Council Claire M. Eberwein, William D. Euille, Redella S. Pepper, and Joyce Woodson.

Absent: Councilman David G. Speck.

Also Present: Mr. Sunderland, City Manager; Mr. Pessoa, City Attorney; Ms. Evans, Assistant City Manager; Public Information Officer Gordon; Mr. Baier, Director of Transportation and Environmental Services; Mr. Neckel, Director of Finance; Ms. Boyd, Director of Citizen Assistance; Budget Analysts Taylor and Routt; Ms. Oviatt, Director of Office on Women; Ms. Whitmore, Director of Recreation, Parks and Cultural Activities; Mr. Howard, Personnel Services Director; Legislative Services Director Caton; Acting Fire Chief Gower; Police Chief Samarra; Deputy Police Chief Hilleary; Police Captain Crawford; Affirmative Action Officer Mason; Code Enforcement Director Dahlberg; Domestic Violence Program Coordinator Dunn; Commonwealth's Attorney Sengel; Assistant Commonwealth's Attorney Cullen; Chief Fire Marshal Conner; and Police Lieutenant Uzzell.

Recorded by: Mrs. Beverly I. Jett, City Clerk and Clerk of Council.

OPENING

The Meeting was called to Order by Mayor Donley, and the City Clerk called the Roll; all Members of City Council were present except Councilman Speck.

City Council observed a moment of silence and then recited the Pledge of Allegiance.

3. **WHEREUPON**, upon motion by Councilwoman Pepper, seconded by Vice Mayor Cleveland and carried unanimously by all those present, City Council approved the Minutes for (a) the Public Hearing Meeting of January 25, 2003; and (b) the Regular Meeting of January 28, 2003, as submitted. The voting was as follows:

Pepper	"aye"	Eberwein	"aye"
Cleveland	"aye"	Euille	"aye"
Donley	"aye"	Speck	absent
		Woodson	"aye"

4. **WHEREUPON**, upon motion by Vice Mayor Cleveland, seconded by Councilwoman Pepper and carried unanimously by all those present, City Council received the Report of the City Clerk dated February 7, 2003, which is incorporated herewith as part of this record by reference. The voting was as follows:

Cleveland	"aye"	Eberwein	"aye"
Pepper	"aye"	Euille	"aye"
Donley	"aye"	Speck	absent
	Woodson	"aye"	

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

5. Recognition of Students from T.C. Williams Who were Recognized by the Vocational Industrial Clubs of America (VICA).

City Council congratulated the T.C. Williams High School students who were recognized by the Vocational Industrial Clubs of America (VICA), commended them for their efforts, and wished them well in the State competition.

OPENING (continued)

6. Presentation of Proclamation Proclaiming the Month of February 2003, as Black History Month in the City of Alexandria.

(A copy of the proclamation is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 2/11/03, and is incorporated herewith as part of this record by reference.)

Vice Mayor Cleveland presented the proclamation.

WHEREUPON, upon motion by Vice Mayor Cleveland, seconded by Councilwoman Pepper and carried unanimously by all those present, City Council endorsed the proclamation. The voting was as follows:

Cleveland	"aye"	Eberwein	"aye"
Pepper	"aye"	Euille	"aye"
Donley	"aye"	Speck	absent
	Woodson	"aye"	

7. Presentation of Proclamation Recognizing the Fifteen-Year Anniversary of the Domestic Violence Intervention Project in the City of Alexandria.

(A copy of the proclamation is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7; 2/11/03, and is incorporated herewith as part of this record by reference.)

Mayor Donley presented the proclamation.

WHEREUPON, upon motion by Councilman Euille, seconded by Vice Mayor Cleveland and carried unanimously by all those present, City Council endorsed the proclamation. The voting was as follows:

Euille	"aye"	Eberwein	"aye"
Cleveland	"aye"	Pepper	"aye"
Donley	"aye"	Speck	absent
	Woodson	"aye"	

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (8-9) (14-16)

Without objection, City Council withdrew docket item no. 9 from the Consent Calendar and considered it under a separate motion.

8. Uncontested Appointments to Boards, Commissions and Committees:
 - (a) Alexandria-Caen Exchange Committee
1 Representative From the Arts With Expertise in Museum Exhibition Work
 - (b) Alexandria-Gyumri Sister City Committee
2 Citizen Members
 - (c) Alexandria Commission on Aging
1 Citizen Member Who is 60 Years of Age or Older
 - (d) Alexandria Commission on Information Technology
1 Member Representing the Holder of the City's Cable Television Franchise
 - (e) Alexandria Commission on Persons With Disabilities
2 Citizen Members (Both Must Have A Disability)
 - (f) Alexandria Convention and Visitors Association Board of Governors
1 Hotel Owner/Manager Representative
 - (g) Alexandria Emergency Medical Services Council
2 Citizen Members
 - (h) Historic Alexandria Resources Commission
1 Member From Planning District II

1 Representative From the Lee-Fendall House
 - (i) Alexandria Library Board
2 Citizen Members
 - (j) Alexandria Public Health Advisory Commission
1 Representative of the Alexandria Emergency Medical Services Council
 - (k) Alexandria Waterfront Committee
1 Representative From the Alexandria Environmental Policy Commission

(Material pertaining to the above appointments is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item Nos. 8(a-k); 2/11/03, and is incorporated herewith as part of this record by reference.)

ORDINANCES AND RESOLUTIONS

14. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to amend Title 2, Chapter 4 of the City Code to establish the Budget and Fiscal Affairs Advisory Committee by ordinance as a standing committee, and revise the qualifications for membership.

(A copy of the City Manager's memorandum dated February 5, 2003, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 2/11/03, and is incorporated herewith as part of this record by reference.

A copy of an Informal Memorandum explaining ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 14; 2/11/03, and is incorporated herewith as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council present received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 3 of Item No. 14; 2/11/03, and is incorporated herewith as part of this record by reference.)

15. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to amend the provisions of Title 3, Chapter 2 of the City Code to revise the criteria for real estate tax exemptions and deferrals for the elderly and disabled.

(A copy of the City Manager's memorandum dated February 6, 2003, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 2/11/03, and is incorporated herewith as part of this record by reference.

A copy of an Informal Memorandum explaining ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 15; 2/11/03, and is incorporated herewith as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council present received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 3 of Item No. 15; 2/11/03, and is incorporated herewith as part of this record by reference.)

16. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance making supplemental appropriations for the support of the government of the City of Alexandria.

(A copy of the deferral letter dated February 5, 2003, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 2/11/03, and is incorporated herewith as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Euille and carried unanimously by all those present, City Council approved the Consent Calendar as presented. The City Manager's recommendations are as follows:

8. City Council (a) reappointed Sandra Tinkham as a Representative from the Arts with expertise in museum exhibition work to the Alexandria-Caen Exchange Committee; (b) reappointed Kay Harbinson and waived the residency requirement for and appointed Diana Papazian as Citizen Members to the Alexandria-Gyumri Sister City Committee; (c) appointed Mary Parker as a Citizen Member who is 60 years of age or older to the Alexandria Commission on Aging; (d) reappointed Marie Schuler as a Member representing the holder of the City's Cable Television Franchise to the Alexandria Commission on Information Technology; (e) reappointed Robert Holland and Ruth Soto as Citizen Members (both must have a disability) to the Alexandria Commission on Persons with Disabilities; (f) waived the residency requirement and appointed Mary Anne Russell as a Hotel Owner/Manager Representative to the Alexandria Convention and Visitors Association Board of Governors; (g) reappointed Pamela Copley and appointed Michael Carrasco as Citizen Members to the Alexandria Emergency Medical Services Council; (h) appointed Scott Rowson as a Member from Planning District II and waived the residency requirement and appointed Kristin Miller as a Representative from the Lee-Fendall House Museum to the Historic Alexandria Resources Commission; (i) reappointed Louise Forstall and Stefan Shrier as Citizen Members to the Alexandria Library Board; (j) appointed Nicholas Peake as a Representative of the Alexandria Emergency Medical Services Council to the Alexandria Public Health Advisory Commission; and (k) reappointed Adam Wilson as a Representative from the Alexandria Environmental Policy Commission to the Alexandria Waterfront Committee.

14. City Council introduced and passed the Ordinance on its First Reading; set it for Public Hearing, Second Reading and Final Passage on Saturday, February 22, 2003.

15. City Council introduced and passed the Ordinance on its First Reading; set it for Public Hearing, Second Reading and Final Passage on Saturday, February 22, 2003.

16. City Council noted the deferral.

END OF CONSENT CALENDAR

The voting was as follows:

Pepper	"aye"	Cleveland	"aye"
Euille	"aye"	Eberwein	"aye"
Donley	"aye"	Speck	absent
		Woodson	"aye"

9. Update on Neighborhood Partnership Program and Announcement of Request for Proposals.

(A copy of the City Manager's memorandum dated February 4, 2003, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 2/11/03, and is incorporated herewith as part of this record by reference.)

Councilwoman Eberwein made positive comments about this program.

WHEREUPON, upon motion by Councilwoman Eberwein, seconded by Vice Mayor Cleveland and carried unanimously by all those present, City Council received this report. The voting was as follows:

Eberwein	"aye"	Euille	"aye"
Cleveland	"aye"	Pepper	"aye"
Donley	"aye"	Speck	absent
		Woodson	"aye"

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER (continued)

10. Consideration of Update Report on Items Before the 2003 General Assembly Session.

(A copy of Mr. Caton's memorandum dated February 10, 2003, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 2/11/03, and is incorporated herewith as part of this record by reference.)

Legislative Director Caton provided the Members of Council with an update and responded to queries posed to him by the Members of Council.

WHEREUPON, upon motion by Councilman Euille, seconded by Councilwoman Eberwein and carried unanimously by all those present, City Council approved the following legislative positions as recommended by the City Council's Legislative Subcommittee: (1) Opposed HB 1678, which seeks to regulate local residential rental inspection programs; and (2) Opposed the following House and Senate budget proposals: (a) Requiring the City to remit to the State at least \$1.1 million of the federal payments the City receives for housing federal prisoners (House); (b) Decreasing HB 599 local law enforcement payments (House); (c) Changing the process for State funding of the Arlandria Clinic, thus making it more difficult for the Clinic to be assured of State funding in the future (House); (d) Eliminating funding for Project Discovery (House); (e) Reducing State payments for constitutional officers and their staffs (House and Senate); and (f) Reducing TANF (Temporary Assistance to Needy Families) funding for domestic violence, homeless assistance, and Healthy Families programs (House). The voting was as follows:

Euille	"aye"	Cleveland	"aye"
Eberwein	"aye"	Pepper	"aye"
Donley	"aye"	Speck	absent
		Woodson	"aye"

11. Verbal Report on the Three Corners of Lower King Street.

Without objection, this was deferred.

12. Consideration of the FY 2002 City Workforce Utilization Analysis and FY 2002 Applicant Tracking Report.

(A copy of the City Manager's memorandum dated February 6, 2003, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 2/11/03, and is incorporated herewith as part of this record by reference.)

City Manager Sunderland spoke to the report. Affirmative Action Officer Mason and City Manager Sunderland answered questions asked by Members of City Council.

WHEREUPON, upon motion by Councilman Euille, seconded by Councilwoman Pepper and carried unanimously by all those present, City Council received the reports and thanked the members of the Commission on Persons with Disabilities, the Commission for Women, the Human Rights Commission, and the Commission on Aging for the assistance they have provided in the preparation of the reports. The voting was as follows:

Euille	"aye"	Cleveland	"aye"
Pepper	"aye"	Eberwein	"aye"
Donley	"aye"	Speck	absent
	Woodson	"aye"	

13. Verbal Report from the Police Department and Commonwealth's Attorney's Office on Programs in Arlandria.

Councilwoman Woodson would like a report on crime statistics in Arlandria and how the crime has decreased.

Commonwealth's Attorney Sengel, Assistant Commonwealth's Attorney Cullen, Community Outreach Specialist Lasso, Deputy Police Chief Hilleary, Residential Police Officer Seckler and Police Officer Roland reported on the value of the Community Prosecution Program and the Community Support Program in Arlandria, and responded to queries posed to them by Members of City Council.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES

None

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Councilwoman Woodson requested that the blue recycling trash cans be provided to Council Members at their places on the dais.

(b) Councilwoman Woodson announced to the citizens that there is a City Council election coming up in May. There are several forums scheduled so far as follows: Wednesday, March 5, 7:00 p.m., at Minnie Howard Ninth Grade Center which will be a forum on education and children's issues; Monday, March 10, 7:00 p.m., at Patrick Henry Elementary School; Monday, March 17, 7:30 p.m., at George Mason Elementary School; Thursday, March 20, 7:30 p.m., a candidates' forum at the Holiday Inn on First Street; and Wednesday, April 9, 7:00 p.m., at Lyles Crouch School. These are opportunities for the citizens to come to hear the various candidates and to make decisions that will motivate them to go to the polls and vote.

(c) Councilwoman Woodson spoke to increasing tax assessments and noted that there are a lot of seniors on fixed-income, and it is very difficult for them to keep pace with that. She asked staff what is the possibility for creating a ceiling and deferring taxes until the owner either passes away or sells the property?

Director of Finance Neckel, City Manager Sunderland and City Attorney Pessoa responded to her concern and will report back with options for the Council to consider.

Councilman Euille requested staff to provide Council with all of the options to make it work.

(d) Councilwoman Pepper requested an overview on what the City is doing regarding the Code Orange Alert.

Police Chief Samarra, Code Enforcement Director Dahlberg and Acting Fire Chief Gower reported on what steps are being taken and on what issues the citizens and business should be made aware.

City Manager Sunderland provided Council with a copy of "Your Guide To Emergency Preparedness" which was prepared by the Northern Virginia Regional Commission. It will be distributed to subscribers to *The Washington Post* this coming Sunday. In addition, it is posted on the City's website at ci.alexandria.va.us.

(e) Councilwoman Eberwein asked the City Manager to meet with members of the Carlyle Towers Condominium Board, the U.S. Marshal's Office and U.S. Attorney's Office to decide what is going to happen to the security items which were provided by the Federal government and whether they would be turned over to the City for potential reuse, or whether they would take them away.

(f) Councilwoman Eberwein questioned the City Manager on the status of hiring a Human Services Director.

City Manager Sunderland responded that the applications are being solicited and projected that interviews will take place in March.

REPORT FROM THE CITY MANAGER

(a) City Manager Sunderland reported on the CY 2003 Real Property Assessment Information.

(A copy of Ms. Smith-Page's memorandum dated February 11, 2003, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of City Manager Report (a); 2/11/03, and is incorporated herewith as part of this record by reference.)

Councilwoman Woodson and Councilman Euille indicated that the affordable housing program is not keeping pace with the real estate market; thus, Council needs to revisit it. Councilman Euille stated that the Affordable Housing Task Force will be making some recommendations to the Manager for Council consideration very shortly.

ORDINANCES AND RESOLUTIONS (continued)

17. Introduction and First Reading. Consideration. Passage on First and Second Reading of an Ordinance to adopt Supplement Number 31 to the Zoning Ordinance. **[ROLL-CALL VOTE]**

The City Clerk read the docket item.

WHEREUPON, motion by Councilman Euille, seconded by Councilwoman Pepper and carried on a ROLL-CALL vote of 6-to-0, City Council introduced and passed the ordinance on its First and Second Readings. The voting was as follows:

Euille	"aye"	Cleveland	"aye"
Pepper	"aye"	Eberwein	"aye"
Donley	"aye"	Speck	absent
	Woodson	"aye"	

The ordinance finally passed reads as follows:

ORDINANCE NO. 4290

AN ORDINANCE adopting supplemental pages for the Zoning Ordinance of the City of Alexandria, Virginia, 1992, as amended, and providing for the repeal of ordinances not included therein, except those saved from repeal by this ordinance, and for other purposes.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the sections of the Zoning Ordinance of the City of Alexandria, Virginia, 1992, as amended ("Zoning Ordinance"), and the portions thereof, set forth in the supplemental and replacement pages for the Zoning Ordinance, each of which pages is identified in the lower left-hand corner by the notation "Supp. No. 31," are hereby adopted as and shall constitute "The Thirty-First Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992."

Section 2. That the sections of the Zoning Ordinance, and the portions thereof, set forth in "The Thirty-First Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992," shall be in force and effect on and after the effective date of this ordinance, and all ordinances amending the text of the Zoning Ordinance which were adopted between September 10, 2002 and November 16, 2002, inclusive, and which are not included in such supplement or in the Zoning Ordinance are hereby repealed, except as otherwise provided in section 3 of this ordinance.

Section 3. That the repeal provided for in section 2 of this ordinance shall not affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract established or accruing prior to the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to said date; nor shall it affect any provision of any ordinance amending the Zoning Ordinance which was adopted between September 10, 2002 and November 16, 2002, inclusive, and which is inadvertently omitted from or erroneously incorporated into "The Thirty-First Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992"; nor shall it affect any ordinance adopted after November 16, 2002.

Section 4. That one complete set of pages comprising "The Thirty-First Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992," shall be stapled or otherwise permanently fastened together, shall be manually signed on the front sheet by the mayor and the city clerk, and shall be filed in the office of the city clerk and made available to any person desiring to inspect the same. In addition, one complete set of the pages comprising such supplement shall be properly inserted into the copy of the Zoning Ordinance of the City of Alexandria, Virginia, 1992, which bears the manual signatures of the mayor and the city clerk, and such code, as amended and supplemented, shall be kept on file in the office of the city clerk and be made available to any person desiring to inspect the same.

Section 5. That this ordinance shall become effective upon the date and at the time of its final passage.

KERRY J. DONLEY
Mayor

Introduction: February 11, 2003
First Reading: February 11, 2003
Second Reading: February 11, 2003
Final Passage: February 11, 2003

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OTHER

18. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated February 3, 2003, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 2/11/03, and is incorporated herewith as part of this record by reference.)

WHEREUPON, upon motion by Councilman Euille, seconded by Councilwoman Pepper and carried unanimously by all those present, City Council: (1) received the revised calendar which includes: (a) the work session with Congressman James Moran on Monday, February 24, at 8:00 a.m. in the Council workroom; (b) the work session on the Taxicab Task Force Report at 6:00 p.m. before Council's Tuesday, February 25 legislative meeting; (c) the annual meeting of the stockholders of the Alexandria Transit Company at 7:15 p.m. on Tuesday, February 25, in the Council workroom, immediately after the scheduled work session to discuss the Taxicab Task Force Report; and (2) scheduled a work session with the Department of Human Services staff on child welfare issues and the viewing of the "Our Kids-Our Business: Protect, Foster, Adopt Alexandria's Children" video at 6:00 p.m. before Council's Tuesday, March 25 legislative meeting. The voting was as follow:

Euille	"aye"	Cleveland	"aye"
Pepper	"aye"	Eberwein	"aye"
Donley	"aye"	Speck	absent
		Woodson	"aye"

CONTESTED APPOINTMENTS

19. Alexandria Beautification Commission
1 Citizen Member

(The following persons volunteered for appointment to the above Commission:)

NAME

ENDORSED BY:

Patricia Braun

Jill Chiarello

Jennifer Pugh*

Cynthia Sherlock

*Incumbent

* * * * *

(Material pertaining to the above appointment is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 19; 2/11/03, and is incorporated herewith as part of this record by reference.)

Whereupon, ballots were distributed, tellers were appointed and the ballots tallied with the following result: City Council reappointed Jennifer Pugh as a Citizen Member to the Alexandria Beautification Commission. The voting was as follows:

Donley	-	Pugh
Cleveland	-	Braun
Eberwein	-	Pugh
Euille	-	Pugh
Pepper	-	Pugh
Speck	-	absent
Woodson	-	Pugh

* * * * *

20. Alexandria Commission on Employment
1 Citizen-at-Large

(The following persons volunteered for appointment to the above Commission:)

NAME

ENDORSED BY:

Evelyn Oliver

Debra Roepke*

*Incumbent

* * * * *

(Material pertaining to the above appointment is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 20; 2/11/03, and is incorporated herewith as part of this record by reference.)

Whereupon, ballots were distributed, tellers were appointed and the ballots tallied with the following result: City Council reappointed Debra Roepke as a Citizen-at-Large to the Alexandria Commission on Employment. The voting was as follows:

Donley	-	Roepke
Cleveland	-	Oliver
Eberwein	-	Roepke
Euille	-	Roepke
Pepper	-	Roepke
Speck	-	absent
Woodson	-	Roepke

* * * * *

21. Alexandria Commission on Persons With Disabilities
1 Citizen Member (#20 1/28/03)

(The following persons volunteered for appointment to the above Commission:)

NAME

ENDORSED BY:

Jeffrey McAllister

Jacqueline Skinner

* * * * *

(Material pertaining to the above appointment is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 21; 2/11/03, and is incorporated herewith as part of this record by reference.)

Whereupon, ballots were distributed, tellers were appointed and the ballots tallied with the following result: City Council appointed Jeffrey McAllister as a Citizen Member to the Alexandria Commission on Persons with Disabilities. The voting was as follows:

Donley	-	Skinner
Cleveland	-	McAllister
Eberwein	-	McAllister
Euille	-	McAllister
Pepper	-	Skinner
Speck	-	absent
Woodson	-	McAllister

* * * * *

22. Alexandria Sister Cities Committee
1 Citizen Member

(The following persons volunteered for appointment to the above Committee:)

NAME

ENDORSED BY:

Candace Lightner*

Richard Muller

*Incumbent

* * * * *

(Material pertaining to the above appointment is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 22; 2/11/03, and is incorporated herewith as part of this record by reference.)

Whereupon, ballots were distributed, tellers were appointed and the ballots tallied with the following result: City Council reappointed Candace Lightner as a Citizen Member to the Alexandria Sister Cities Committee. The voting was as follows:

Donley	-	Lightner
Cleveland	-	Lightner
Eberwein	-	Lightner
Euille	-	Lightner
Pepper	-	Lightner
Speck	-	absent
Woodson	-	Lightner

* * * * *

New Business Item No. 1. WHEREUPON, upon motion by Councilwoman Woodson, seconded by Vice Mayor Cleveland and carried unanimously by all those present, at 10:18 p.m., City Council convened in executive session at this time, pursuant to Section 2.2-3711(A)(1) of the Code of Virginia, for the purpose of discussing prospective candidates for the position of city clerk. The voting was as follows:

Woodson	"aye"	Eberwein	"aye"
Cleveland	"aye"	Euille	"aye"
Donley	"aye"	Pepper	"aye"
	Speck		absent

THEREUPON, upon motion by Councilwoman Woodson, seconded by Vice Mayor Cleveland and carried on a vote of 5-to-0, at 11:00 p.m., City Council reconvened the meeting. The voting was as follows:

Woodson	"aye"	Eberwein	out of room
Cleveland	"aye"	Euille	"aye"
Donley	"aye"	Pepper	"aye"
	Speck		absent

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Vice Mayor Cleveland and carried on a ROLL-CALL vote of 5-to-0, City Council adopted the resolution pertaining to the executive session. The voting was as follows:

Woodson	"aye"	Eberwein	out of room
Cleveland	"aye"	Euille	"aye"
Donley	"aye"	Pepper	"aye"
	Speck	absent	

The resolution reads as follows:

RESOLUTION NO. 2059

WHEREAS, the Alexandria City Council has this 11th day of February 2003, recessed into executive session pursuant to a motion made and adopted in accordance with the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the city council that such executive session was conducted in accordance with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the city council does hereby certify that, to the best of each member's knowledge, only public business matters that were identified in the motion by which the executive session was convened, and that are lawfully exempted by the Freedom of Information Act from the Act's open meeting requirements, were heard, discussed or considered by council during the executive session.

* * * * *

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Councilwoman Woodson, seconded by Vice Mayor Cleveland and carried on a vote of 5-to-0, at 11:05 p.m., the Regular Meeting of Tuesday, February 11, 2003, was adjourned. The voting was as follows:

Woodson	"aye"	Eberwein	out of room
Cleveland	"aye"	Euille	"aye"
Donley	"aye"	Pepper	"aye"
	Speck	absent	

* * * * *

APPROVED BY:

KERRY J. DONLEY

MAYOR

ATTEST:

Beverly I. Jett, CMC

City Clerk